

CIVIL DOCKET  
UNITED STATES DISTRICT COURT

## MODIFIED DOCKET

Jury demand date:

*Royce H. Savage,*  
*Special Master*

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
<p>Liberty Investors Life Ins. Co., Plaintiff.</p> <p>10-17-75 Thomas F. Marshall, Intervening Plaintiff.</p> <p>vs</p> <p>B. CYRIL ROGERS; CLEETA JOHN ROGERS; A. BOB JORDAN; ROBERT ORGAN; ROBERT L. STUDEBAKER; WILLIAM WILSON.</p> <p><del>Jerald M. Schuman, Thos. F. Marshall, Patrick A. Williams, Chris Rhodes, Johnson Gunn, David Hall, Horace G. Rhodes, Robt. F. Biolchini, Richard Hughes &amp; Spotts Florafax Corp. Addit. Party Defts.</del> <i>all dismissed 9-15-75</i></p> <p>Deft. A. Bob Jordan - Pat Malloy <i>Suite 237C UDAD 1924 So Utica, Suite 810 3000 United Damudas Blvd, Tulsa 74104 (747-3491) Okl City 73112 405-848-8593 789-3351</i></p> <p>Deft. Robt. B. Organ - Jms. Robertson 3829 Classen Blvd., Su. 1011722 S. Carson Oklahoma City, OK 73118 Suite 2410 Tulsa, OK 74119</p> <p>Deft. Wm. Wilson Oklahoma City, OK Jms. Robertson (see above)</p> <p>Deft. Cleeta Rogers <i>415 N.W. 18th St. 1315 Broadway Place 73113</i> 415 N.W. 18th St. 1315 Broadway Place 73113 Oklahoma City, OK 73103</p> <p><i>in</i> Roger R. Scott (Gunn) 2910 4th Natl. Bank Bldg. 9-15-75 Tulsa 74119 (583-1366)</p>	<p>For plaintiff: Robert Biolchini &amp; Dallas Ferguson 1200 Atlas Life Bldg. Tulsa, OK 74103 <i>585-5541</i> <i>582-1211</i></p> <p>Hawley C. Kerr &amp; (Marshall) Irvine E. Ungerman Sixth Floor, Wright Bldg. Tulsa, OK 74103 <i>584-6101</i> <i>10-17-75</i></p> <p>ROYCE H. SAVAGE ---- SPECIAL MASTER World Building Tulsa, OK 74103 587-0006</p> <p>For defendant: Stan P. Doyle (Studebaker) P. O. Box 4470 <i>4508</i> Tulsa, OK 74104</p> <p><del>Rex K. Travis (A. Bob Jordan)</del> <del>510 City Natl. Bank Building</del> <del>Oklahoma City, OK 73102</del></p> <p><del>C. H. Spearman, Jr. (B. Cyril Rogers)</del> <del>2100 South Broadway (Cleeta John Rogers)</del> <del>Edmond, OK 73034</del> Organ B. Cyril Rogers (pro se &amp; atty. for Wilson) 3736 N.W. 69th St. Okla. City 73116 <i>2-12-76</i></p>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 12-1-72	Clerk	11-8-72	J. Schuman	15 00	
		11-9-72	C. D. #21		15 00
J.S. 5 mailed 6-1-77	Marshal				
Basis of Action: Violation of Securities and Exchange Act of 1933.	Docket fee				
	Witness fees				
Action arose at:	Depositions				



## CIVIL DOCKET

## UNITED STATES DISTRICT COURT

Jury demand date:

Royce H. Savage, Special Master  
World Building  
Tulsa, OK 74103 587-0005

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
<p><del>Jerald M. Schuman,</del> Liberty Investors Life Ins. Co. Plaintiff,</p> <p><del>Thomas F. Marshall, Intervening Pltf.</del> vs.</p> <p>B. CYRIL ROGERS: CLEETA JOHN ROGERS: A. BOB JORDAN: ROBERT ORGAN: ROBERT L. STUDEBAKER: WILLIAM WILSON: GEORGE KAMATARIS: <del>LIBERTY INVESTORS LIFE</del> <del>INSURANCE COMPANY, an Oklahoma corporation,</del> BERNARD BLACK: WILLIAM WHITE: RICHARD ROE and JOHN DOE: X CORPORATION: Y CORPORATION: and Z, a partnership (the correct names of the last named seven defendants are presently known to the plaintiff and will be supplied by amendment),</p> <p>Defendants.</p> <p><del>Jerald M. Schuman, Thos. F. Marshall, Patrick A.</del> <del>Williams, Chris Rhodes, Johnson Gunn, David Hall,</del> <del>Horace G. Rhodes, Robt. F. Biolchini, Richard</del> <del>Hughes &amp; Spotts Florafax Corp. Addit. Party Defts.</del> <i>add dismissed 9-15-75</i></p> <p>Pat Malloy (A. Bob Jordan) 813 Thurston Natl. Bldg. Tulsa, OK 74103</p> <p>C. H. Spearman, Jr. (B. Cyril Rogers) 2100 South Broadway Edmond, OK 73034</p>	<p>For plaintiff: <i>Mr. Abney has written a check for \$584-4222</i> <del>Benjamin P. Abney</del> <del>2601 Fourth National Bank Bldg.</del> <del>Tulsa, Oklahoma 74119</del></p> <p><del>Hawley C. Kerr</del> <del>Irvine E. Ungerman (Atty for Intervenor)</del> <del>Sixth Floor, Wright Bldg, Tulsa 74103</del></p> <p><del>Robert Biolchini, Dallas Ferguson</del> <del>Doerner, Stuart, Saunders, Daniel and</del> <del>1200 Atlas Life Bldg. Langenkamp</del> <del>Tulsa, Okla. 74103 Phone: 585-5541</del> <del>Mr. Chris Rhodes</del> <del>2900 4th Natl. Bk. Bldg.</del> <del>Tulsa, Oklahoma 74119</del> <del>(Liberty Inv. Life Ins. Co.)</del></p> <p>For defendant: <del>Rex K. Travis (Jordan)</del> <i>Liberty, Rogers, Organ, Studenker, Wilson</i> <del>510 City Natl. Bank Tower</del> <del>Okla. City, Okla. 73102</del> <del>Mary Neal Sisk (Kamataris)</del> <del>Lee Park Bldg., 3511 N. Hall St.</del> <del>Dallas, Texas 75219 (214-522-1060)</del> <del>Stan P. Doyle (for Studebaker)</del> <del>P.O. Box 4470, Tulsa, Ok. 74104</del></p> <p><del>Rex K. Travis (A. Bob Jordan)</del> <del>510 City Natl. Bank Tower</del> <del>Oklahoma City, OK 73102</del></p> <p><i>Continued last page</i></p>

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J.S. 5 mailed 12-1-72	Clerk	11-8-72	J. Schuman	15.00	
		11-9-72	C.D. No 21		15 00
J.S. 6 mailed	Marshal				
Basis of Action: Violation of Securities and Exchange Act of 1933.	Docket fee				
	Witness fees				
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-8-72	Complaint filed and Summons issued. v	
11-13-72	Notice to take depositions, to Benjamin P. Abney, filed. v	
11-14-72	Return on U.S. Marshals Service, Subpoena, filed. Served Jerald M. Schuman in Tulsa, Okla., on 11-13-72, with fees of \$2.00. v	
11-15-72	Motion of the Pltf. to Quash Deposition Subpoena, filed. v <i>original to me</i>	
11-15-72	Memorandum Brief in support, filed. v <i>original to me</i>	
11-15-72	Order sustaining motion to quash deposition subpoena and holding notice to take depositions void, filed. (AEB-J)hm (copies mailed)	
11-17-72	Marshal's return of service of summons, filed. Served George T. Kamataris in Dallas on 11/14/72; served Robert B. Organ in Okla. City by serving secretary Gail Joyce on 11/13/72; served William Wilson in Okla. City by serving his wife on 11/13/72; served Robert L. Studebaker in Tulsa on 11/13/72; served A. Bob Jordan in Okla. City by serving his sec., Dotsie Hall on 11/13/72; served Cleeta John Rogers in Okla. City on 11/13/72; served B. Cyril Rogers in Bethany on 11/13/72; served Liberty Investors Life Insurance Company by serving its atty. in Tulsa on 11/9/72. (USM \$36.32) rm	
11-17-72	Notice of taking depositions upon oral examination, filed. r Subpoenas issued.	
11-20-72	Return on service of depositions subpoenas, filed. rm	
11-20-72	Motion for enlargement of time in accordance with rules 6(b) and 30 (b), filed by movant, Thos. F. Marshall. v -order to Judge.	
11-20-72	Memorandum in support, filed. v	
11-20-72	Motion to intervene as party pltf. in accordance with rule 24(b), filed. v -order to Judge.	
11-20-72	Memorandum Brief in support, filed. v	
11-22-72	Notice of taking deposition upon oral exam. of Schuman and Gunn on 12/4/72 in Tulsa, filed by def. Jordan. Subpoena issued. rm	
11-27-72	Motion for Summary Judgment, filed by Deft., A. Bob Jordan. v With affidavits attached.	
11-27-72	Brief in Support of Motion for Summary Judgment, filed. v	
11-27-72	Ordered by the Court that Pltf. is granted 10 days from this date to respond to Deft., A. Bob Jordan's Mot. for Summary Judgment. (AEB-J)v	
11-29-72	Motion to Intervene as Plaintiff filed by Thomas F. Marshall. Hearing to be held Wednesday, Dec. 13, 1972 at 10:00 am. (Notice by I. Ungerman)	
11-30-72	Application in behalf of George Kamataris to extend time to move or answer with respect to the complaint herein, filed. hm	
11-30-72	Order, filed, that deft. Kamataris is granted until 12-19-72 to answer. (JCS-AC)hm (copies mailed Kamataris & pltf.)	
12-1-72	Marshal's return on service of subpoena for deposition, filed. Served Johnson Gunn in Tulsa on 11/29/72. (USM \$8.48) 4m	

Continued

D. C. 110A Rev. Civil Docket Continuation

*Sheet 2*

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-5-72	Intervenor's Certificate of Mailing, filed. ds	
12-5-72	Request for withdrawal of motions, filed - with Order granting Applicant for Intervention leave to withdraw motion to intervene as party plaintiff and for enlargement of time, filed. (AEB-J)g copies mailed.	
12-5-72	Deft. Studebaker's motion for enlargement of time to plead or answer, filed. hm 0 to J	
12-7-72	Order granting deft. Robert L. Studebaker 20 days after 12-3-72 to plead or answer, filed. (AEB-J)g copies mailed.	
12-7-72	Pltf's FIRST AMENDED COMPLAINT, filed. r	
12-7-72	Pltf's Response to Deft A. Bob Jordan's Motion for S/J w/attached Affid. and brief. filed. r	
12-8-72	Appl. of defs. Liberty Investors, B. Cyril and Cleeta J. Rogers, Organ, Studebaker and Wilson, for ext. of time to ans., filed. rm - <i>Order to J.</i>	
12-11-72	Appl. for leave to file amended complaint, filed. rm - <i>Order as part of Appl. to J.</i>	
12-12-72	Order granting defs. Liberty Inv., Rogers, Organ, Studebaker and Wilson, to 12/29/72 to answer. (AEB-J)rm - copies mailed	
12-13-72	Hearing held on Motion to Intervene as Plaintiff by Thomas F. Marshall. It is ordered that the motion to Intervene as Plaintiff by Thomas F. Marshall is granted; Order granting motion signed and filed in open court. Application for leave to file amended complaint by plaintiff granted; order signed and filed in open court. (Amended complaint here- to for filed 12-7-72) (AEB-J)h <i>copies of order should be printed and</i> Intervenor	
12-13-72	Complaint of/Thomas F. Marshall filed. h	
12-18-72	Certificate of mailing, filed. (of Intervenor, Thomas F. Marshall.)ds	
12-26-72	Certificate of Mailing of the Pltf.'s First Amended Complaint to Mary Neal Sisk, for Deft. Kamataris, filed. v <i>Copies have been mailed to all - Sisk's copy was in error.</i>	
12-29-72	Request of defendant, Robert L. Studebaker, to enlarge time to answer to 1-17-72, filed. ds (Order to Judge Barrow)	
1-3-73	Motion to disqualify plaintiff, motion to dismiss and in alternative motion for summary judgment filed.h (of def. Jordan)	
1-3-73	Memorandum brief in support of defendants' motions to disqualify plaintiff, motions to dismiss and motion for Summary judgment filed.h (of def. Jordan) <i>Studebaker, Rogers, Wilson, &amp; Liberty</i>	
1-3-73	It is ordered that plaintiff granted 10 days from this date in which to respond to above motions. (letter mailed.)h	
1-3-73	Motion of def. B. Cyril Rogers to disqualify plaintiff, with brief in support thereof, filed. rm	
1-3-73	Ordered that plaintiff is granted 10 days in which to respond to def. Rogers' motion to disqualify. (AEB-J)rm - Ltr. mailed	
1-3-73	Order granting def. Studebaker to 1/17/73 to ans. pltf.'s first amended complaint. (AEB-J)rm - copies mailed	

(over)

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-9-73	Motion of George T. Kamataris, a deft., under Rule 12(b)(6) to dismiss pltf's first amended complaint and intervenor's complaint for failure to state a claim against him, filed. hm	
1-9-73	Affidavit of George Kamataris, filed. hm	
1-9-73	Memorandum of law in support of deft Kamataris' motion to dismiss, filed. hm	
1-9-73	Certificate of service, filed. hm	
1-9-73	Ordered that Pltf. & Intervening Pltf. file responsive briefs to motion of deft. Kamataris to dismiss pltf's first amended complaint and intervenor's complaint within 10 days. (AEB-J)hm	
1-3-73	Motion to disqualify Plaintiff and Motion to Dismiss, filed by Deft.s Cleeta John Rogers, Robert Organ, Robert L. Studebaker, William Wilson and Liberty Investors Life Insur. Co. <i>v</i> <i>reason filed here - me had to ask judge if we should file it because it's hard</i>	
1-12-73	Intervenor's application for extension of time, filed. hm	
1-12-73	Appl. for enlargement of time to respond to Deft.s' Motions, filed. <i>v</i>	
1-12-73	Amendment to the Intervenor's Appl. for extension of time to respond to Deft.s' Motions, filed. <i>v</i>	-order to Judge.
1-23-73	Order, filed, that Pltf., Jerald M. Schuman is granted an additional 20 days, until 2-1-73 in which to respond to Motion of B. Cyril Rogers, A. Bob Jordan, Cleeta J. Rogers, Robert Organ, Robert L. Studebaker, William Wilson and Liberty Investors Life Insurance Co. (AEB-J) <i>v</i>	-copies mailed
1-23-73	Order, filed, that the Intervenor, Thos. F. Marshall, is granted 20 days to answer the Motion to Disqualify Pltf. (AEB-J) <i>v</i>	-copies mailed.
1-29-73	Answer of Robt. L. Studebaker to first amended complaint, filed. g	
2-1-73	Response of intervenor to def. Jordan's mo/disqualify, dismiss, & SJ, filed. rm	
2-1-73	Response of intervenor to def. B. Cyril Rogers mo/disqualify, filed. rm	
2-1-73	Intervenor's memo. in response to defs. Cleeta Rogers, R. Organ, Studebaker, Wilson, Liberty Inv. and Kamataris, et al and B. Cyril Rogers, various motions, fd.	
2-1-73	Response of pltf. to Jordan's/mo/to disqualify, to dismiss or for SJ, filed. rm	
2-1-73	Response of pltf. to B. Cyril Rogers mo/disqualify, filed. rm	
2-1-73	Memo. brief in support of above response, filed. rm	
2-1-73	App. of pltf. and intervenor for dismissal as to def. Kamataris, filed. rm	<i>order to</i>
4-4-73	Appearance of David W. Jackson for Pltf. Jerald M. Schuman, filed. <i>v</i>	
4-4-73	Appl. to Allow Atty. for Pltf. to Withdraw, filed. <i>v</i>	-order as part of said pldg., sent to Judge.
4-18-73	Order granting Benjamin P. Abney leave to withdraw as attorney for Jerald M. Schuman, pltf., filed. g	cpies mailed
4-18-73	Order dismissing action as to deft. George T. Kamataris without prejudice, filed. <i>and entered</i> (AEB-J)g	cpies mailed.
4-18-73	Motion to dismiss action as to Geo. T. Kamataris, without prejudice, filed. g	

## BARROW - CLASS ACTION

D. C. 110A Rev. Civil Docket Continuation

Sheet 3

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DATE	PROCEEDINGS	Date Order or Judgment Noted
6-6-73	Dep. of Schuman taken on behalf of Deft., A. Bob Jordan on 12-4-72 before Jimmie J. Reed CSR, filed. jj Fee of \$65.00 pd. by Deft. A. Bob Jordan	Jordan
6-6-73	Dep. of Johnson Gunn on behalf of Deft. A. Bob Jordan on 12-4-72 before Jimmie J. Reed CSR, filed. jj. Fee of \$52.00 pd. by Deft. A. Bob Jordan	Bob Jordan
6-21-73	Application to Withdraw of Joe Wolfe, Jr., Atty for Deft. B. Cyril Rogers, filed. jj	
6-22-73	Order Allowing Withdrawal of Joe Wolfe, Jr., filed. jj <i>copies mailed</i>	
7-20-73	Application of Rex K. Travis to withdraw as attorney for Defts., Cleeta John Rogers, Robert Organ, William Wilson, Robert Studebaker and Liberty Investors Life Ins. Co., filed. jj O to J	
7-24-73	Order, filed, that Travis and Jordan, and Rex K. Travis, be allowed to withdraw as attorneys of record for Defts., Cleeta John Rogers, Rbt. Organ, Wm. Wilson, Rbt. Studebaker, & Liberty Investors Life Insurance Co.. (AEB-J)v <i>certified copy of order &amp; appl. mtd. to Davis, so he can notify parties</i>	
10-3-73	Answers to Interrog. submitted by Pltf., filed. r	
10-25-73	Order filed that motion to dismiss the first amended complaint and the Intervenor's complaint for failure to state a claim filed by Geo. Kamataris overruled as moot. (AEB-J)h -copies mailed-	
11-13-73	Order, filed, Disqualifying Plaintiff. (AEB-J)jj <i>copies mailed</i>	
11-14-73	The parties are ordered, within 10 days, to file briefs, with reference to the status of the Complaint in this action, due to the Order Disqualifying Plaintiff filed this date. (AEB-J)jj	
11-21-73	Appl. of Thomas F. Marshall, for Extension of Time to File Brief, filed. jj O to J	
11-27-73	Order granting Thomas F. Marshall until 12-15-73 to file brief, filed. (AEB-J)g <i>copies mailed</i>	
11-29-73	Appl. of Deft. A. Bob <u>Jordan</u> to file brief, filed. v (o)	
12-10-73	Order, filed, that Deft. A. Bob Jordan be granted until 1-15-74, to file briefs w/reference to the status of the compl. (AEB-J)v <i>cert of mailing w/ord</i>	
12-20-73	Appl. of Thomas F. Marshall for ext. of time to file brief, filed. g <i>to file brief</i>	
12-20-73	Order granting Thomas F. Marshall until 1-5-74, filed. (AEB-J)g	
1-10-74	Appl. of A. Bob Jordan for ext. of time to file brief, filed. g <i>copies mailed</i>	
1-10-74	Order granting deft. A. Bob Jordan until 2-11-74 to file brief, filed. (AEB-J)g <i>copies mailed</i>	
1-15-74	Appl. of Thomas F. Marshall for Extension of Time to File Brief, filed. jj <i>until 2-11-74</i>	
1-23-74	Order granting Extension of Time to Thomas F. Marshall, Intervenor, Within Which to File Brief filed. (AEB-J)e <i>copies mailed</i>	

OVER

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-11-74	Brief of Intervenor, Thomas F. Marshall, in Response to the Court's Order of November 14, 1973, filed. e	
2-13-74	Response of def. Jordan to Ct.'s order as to status of compltf., filed.rm	
2-13-74	Order, filed, granting Ext. of Time to Thomas F. Marshall, Inter. within which to file brief until 4-12-74 pursuant to M.O. of this Court dated 11-14-73, filed.jj copies mailed	
3-8-74	Defendant, A. Bob Jordan's first written interrogatories, filed. ds	
4-16-74	Order granting extension of time to Thomas F. Marshall, Intervenor, within which to file brief, filed. (AEB-J) ds copies mailed.	
5-9-74	MO: Upon application by letter of Mr. Chris Rhodes, IT IS ORDERED, that Mr. Rhodes is granted an additional 60 days for the filing of plaintiff's brief on status of complaint. (AEB-J)jj	
5-24-74	Answer to Deft. Jordan's First Written Interrogatories by Thomas F. Marshall, Intervenor, filed.jj	
7-15-74	Motion to re-align parties, filed by Def. Liberty Investors Life Ins. Co.k	
7-15-74	Brief of Def. Liberty Investors Life Ins. Co. in support of motion to re-align parties, filed.k	
8-1-74	MO: It is ordered by the Court that Pltf. & other Defts. are granted 10 days to respond to Def. Liberty Investors Life's Motion to realign parties. (AEB-J)k copies mailed.k	
8-9-74	Response of Thomas F. Marshall, Intervenor-plaintiff, to the motion of the deft. Liberty Investors Life Ins. Co. to realign parties, filed. hm	
8-21-74	Order, filed, that Liberty Inv. Life Ins. Co., orig. named as deft. be realigned and named as a pty. pltf. and be allowed to prosecute against other parties named as defts., and that Liberty Inv. Life be placed in exclusive control of all future proceedings on behalf of all pltfs. and that said corporation be allowed to file an Amended Complaint and all other parties pltf. herein are ordered to adopt the aforesaid Amended Complaint. (AEB-J)jj	
8-21-74	AMENDED COMPLAINT filed by Liberty Investors Life Ins. Co., Pltf.jj	
8-22-74	Adoption by Thomas F. Marshall, Intervenor-Plaintiff, of Amended Complaint filed herein on August 21, 1974, filed. v	
9-11-74	ANSWER to Pltf's Amended Complaint, filed by Deft. Robert L. Studebaker.jj	
10-7-74	Deft., A. Bob Jordan's Second Written Interrogatories to Liberty Investors Life Insurance Company, filed. v	
11-1-74	Appl. of Asst. Rec. of Pltf. for ext. of time to ans. interrogs., fld.v (o)	



D. C. 110A Rev. Civil Docket Continuation

Sheet 4

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-4-74	ORDER Extending time for Pltf. to Answer or object to Interrog. of Deft. A. Bob Jordan to & including December 4, 1974, filed(JCS-Clk) b <i>copies mld</i>	
12-3-74	APPLICATION for Order extending time to answer interrog., filed. lm <i>ob 9</i>	
12-4-74	Order, filed, granting pltf. til 1-6-75 to ans. or obj. to interrog. (AEB-J)k <i>cps mld</i>	
1-6-75	Ans. of pltf. to deft. A. Bob Jordan's 2nd written interrog., filed.k	
2-24-75	Order, filed, overruling deft. A. Bob Jordan's mot. for S/J, Motion to dismiss or in alternative Mot. for S/J.; and overruling motions to dismiss filed by defts. John Cleeta Rogers, Organ, Studebaker, Wilson and Liberty Investors Life Ins. Co. (AEB-J)g <i>made</i>	
2-27-75	MO: It is ordered by the Court that defts. Robert Organ, Wm. Wilson, Cleeta John Rogers, A. Bob Jordan, & B. Cyril Rogers are granted 15 days from this date to plead or answer Pltf. Liberty Invest. Life Ins. Co's Amended Compl. filed on 8-21-74 & adopted by intervening pltf. Marshall on 8-22-74. (AEB-J)k <i>cps mld</i>	
2-		
2-27-75	Affidavit of Mailing filed.jj	
3-18-75	MO: Case set for disposition on 4-29-75 at 10:00 a.m. for failure of defts. (except Studebaker) to ans. amended compl. (due 3-14-75). (AEB-J)k <i>cps by cert ml</i>	
4-29-75	Case called for disposition for failure of parties (except Studebaker) to ans. amended compl. Answer of Jordan & Organ & Wilson filed in open court. Defts' B.C. Rogers, C. J. Rogers given 3 days to file answer.(AEB-J)b	
4-29-75	Answer of A. Bob Jordan to amended Compl., filed in open court..b	
a		
4-29-75	Answer of Robert Organ & William Wilson to Pltf's amended compl., filed in open court..b	
5-2-75	Motion by deft. to join addit. party deft., filed. hm	
5-2-75	Deft. Cleeta John Rogers' answer to pltf's amended complaint, filed. hm	
5-2-75	Deft. B. Cyril Rogers' answer to pltf's amended complaint, filed. hm	
5-5-75	MO: Ordered that pltf. file responsive brief to mo/join addit. party deft. within 10 days. (AEB-J)hm	
5-15-75	Brief in Support of Motion to Dismiss Counterclaim & Strike Defenses & Opposing Motion to Join Additional Parties Defendant, filed. mm	
5-15-75	Motion to Strike Defenses of Defendant Cleeta John Rogers, Filed. mm	
5-15-75	Motion to Dismiss Counterclaim & Strike Defenses of Deft. B. Cyril Rogers, filed. mm	

DATE	PROCEEDINGS	Date Order or Judgment Note
5-15-75	MO: It is ordered by the Court that the deft file a responsive brief within 10 days to the Motion to Strike Defenses of Deft Cleeta John Rogers & the Motion to Dismiss Counterclaim and strike Defenses of Deft. B. Cyril Rogers.. (AEB-J) mm Cps Mld	
5-19-75	Motion of C. H. Spearman, Jr. to withdraw as attorney for Liberty Investors, B.Cyril Rogers & Cleeta J. Rogers, filed. b 0 to J	
5-19-75	Motions of Intervenor Marshall to Deny Defendant's Motion to Add Additional Parties, to Dismiss Defendant's Counterclaim & Strike Defenses, filed . mm	
5-19-75	BRIEF OF INTERVENOR, THOMAS F. MARSHALL, IN SUPPORT OF HIS MOTIONS (1) TO DENY THE MOTION OF DEFT. B. CYRIL ROGERS, TO ADD ADDITIONAL PARTIES, (2) TO DISMISS THE COUNTERCLAIM OF SAID PLF, B. CYRIL ROGERS & (3) TO STRIKE CERTAIN DEFENSES SET FORTH IN THE ANSWERS OF THE DEFT B. CYRIL TOGERS AND OF CLEETA JOHN ROGERS, FILED. MM	
5-22-75	Order, filed, permitting C. H. Spearman, Jr. to withdraw as atty. of record for Liberty Investors, B. Cyril Rogers & Cleeta John Rogers, & all parties connected with case. (AEB-J)g <i>Thur</i>	
5-27-75	Brief in support of counterclaim and motion to join additional parties as defendants and opposing motion to dismiss counterclaim and strike defenses, filed. mm	
5-28-75	Notice to Parties that pldgs. are not beingforwarded to Stan Doyle, filed. v	
6-2-75	Robert L. Studebakers' Response to Minute Order to Defendants to Respond to Motion to Dismiss Counterclaim, filed. mm	
6-5-75	Reply brief in support of mot. to dismiss counterclaim and strike defenses and opposing motion to join additional parties deft., filed by Pltf. v	
6-24-75	MO: It is Ordered that defendant B. Cyril Rogers' motion to join additional party defendants be and the same is hereby sustained, & defendant, Cyril Rogers is ordered to initiate service of summons within 7 days from this date. IT IS FURTHER ORDERED that Pltf's motion to dismiss the counterclaim and strike defenses of Deft., Cyril Rogers, be and the same is hereby overruled. IT IS FURTHER ORDERED that pltf's motion to strike the defenses of deft., Cleeta John Rogers, be and the same is hereby overruled.(AEB-J)b lts mld	
6-25-75	MO: It is ordered that the Motions of intervenor Marshall to deny deft's mot. to add additional parties, to dismiss deft's counterclaim & strike defenses are hereby overruled. (AEB-J)k cpsmld	
6-26-75	MO: Case set for N/J trial on 8-6-75, at 10:00 A.M.(AEB-J)b nts mld	
6-27-75	Motion to reconsider order dated June 24, 1975, and alternative motion to certify order as immediately appealable. Filed. sw	
6-27-75	Brief in support of motion to reconsider order dated June 24, 1975, and alternative Motion to certify order as immediately appealable. filed. sw	
6-30-75	MO: It is ordered by the Court that the def. file a responsive brief within 10 days to the pltf's. Motion to reconsider order dated 6/24/75 & alternative motion to certify order as immediately appealable. sw	

72-C-409

JUDGE BARROW

D. C. 110A Rev. Civil Docket Continuation

Sheet #5

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-30-75	Intervenors' Motion to Reconsider Order Dated 6-25-75, and Alternative Motion to Certify Order as Immediately Appealable, filed. mm	
6-30-75	Intervenor's Adoption of Plaintiff's Brief in Support of Intervenors' Motion to Reconsider, filed. mm	
	MO: It is ordered by the Court that the Plaintiff and Defendant file a responsive brief within 10 days to the Intervenors' Motion to Reconsider Order dated June 25, 1975, and Alternative Motion to Certify Order as Immediately Appealable. (AEB-J) cps mld mm	
7-10-75	Brief of B. Cyril Rogers in support of order to join add'l parties defendant dated 6-25-75, filed. g <i>orig. to MC 12</i>	
7-15-75	Application for Enlargement of Time in which to Answer or Otherwise Plead, of Biolchini, Hughes and Spotts Florafax Corp, additional defts. to B. Cyril Rogers' Counterclaim, filed. mm	
7-16-75	Order, filed, sustaining mots. of pltf & Intervenor to reconsider order of 6-24-75, and reinstating motions for reconsideration; mot. to certify order of 6-24-75 as immediate appealable order held in abeyance pending determination of mots. now under reconsideration. (AEB-J)g <i>mailed</i>	
7-16-75	Appl. of Deft. Jerald M. Schuman, for ext. of time to ans., filed. v	
7-16-75	Order, filed, that Deft. Schuman is granted until 8-3-75 to file ans. (JCS-CC)v <i>att. to mail copies</i>	
7-17-75	Joint request of pltf, intervenor, and deft. Studebaker to strike cause from non-jury trial docket, filed.k <i>6-25-75</i>	
7-18 -75	Summons, ret. & filed: served Jerald M. Schuman, Patrick A. Williams, Thomas F. Marshall, Spotts Florafax Corp., and Richard H. Hughes, Tulsa, Ok. all on 7-1-75; served Johnson Gunn, Tulsa, on 7-2-75; Chris Rhodes III & Robert F. Biolchini, Tulsa, on 7-3-75; Horace G. Rhodes, Ok. City on 7-8-75, and David Hall, Ok. City on 7-10-75. (USM \$41.60)g	
7-21-75	Appl. of def. Johnson Gunn, for ext. of time to plead or ans., filed.rm	
7-21-75	Order, filed, that defs., Biolchini, Richard Hughes and Spotts Florafax Corp. are given addl. 20 days from this date to ans. counterclaim of def. Cyril Rogers, or otherwise plead.(AEB-J)rm-copies md.	
7-21-75	Order, filed, that case is stricken from August non-jury docket, and that no further order will be entertained striking from next setting in October.(AEB-J)rm-copies mailed	
7-21-75	Appl. of Chris Rhodes, III, for ext. of time to ans. B. Cyril Rogers' Counterclaim, filed. v (o)	
7-21-75	Appl. of Pat Wms. for ext. of time to ans. B. Cyril Rogers' Counterclaim, filed. v (o)	
7-22-75	MO: Case set for non-jury on 10-20-75. PT Order due 9-15-75. Discovery to be completed by 9-1-75. Witnesses and exhibits due 9-11-75. Stipulations, etc. due 9-16-75. Trial briefs due 10-10-75. Proposed Findings of Fact & Conclusions of Law due 10-15-75. (AEB-J)k <i>cps mailed by M.C.</i>	

DATE	PROCEEDINGS	Date Order or Judgment Note
7-23-75	Order, filed, granting Patrick A. Williams, add'l. deft., 30 days from 7-23-75 to answer counterclaim of B. Cyril Rogers. (AEB-J)g	
7-23-75	Order, filed, granting Chris Rhodes III an addl. 30 days from 7-23-75 to answer Counterclaim of B. Cyril Rogers. (AEB-J)g	
7-23-75	Order, filed, granting deft. Johnson Gunn an ext. of 30 days to move, answer or otherwise plead. (AEB-J)g	
7-28-75	Motion of def. Horace G. Rhodes, for addl. time to ans. counterclaim of Cyril Rogers, filed. rm	
7-28-75	Brief in support of mo/ext. of time, filed. rm (o)	
7-28-75	MO: Ordered by the Court that David Hall have until 8-20-75, to plead or answer (AEB-J)b lts mld 7-27	
7-30-75	Order, filed, granting deft. Horace G. Rhodes ext. of time to answer Counterclaim to 30 days following date pltf's mot. to reconsider Court's Order of 6-24-75 is ruled upon by Court. (AEB-J)g <i>Sheld</i>	
7-31-75	Application for Enlargement of Time of Jerald M. Schuman, filed. mm	
8-1-75	Order granting Deft. Jerald M. Schuman an addit'l 30 days up to and including the 30th day of August, 1975, in which to answer or otherwise plead, filed. (AEB-J)b cps mld	
8-15-75	Appl. of addl. defts. Biolchini, Hughes and Spotts Florafax for addl. 30 days to answer Rogers' counterclaim, filed. g <i>et. g</i>	
8-20-75	Appl. for enlargement of time in which to answer or otherwise plead, filed by David Hall. v <i>NO O</i>	
8-20-75	Appl. for enlargement of time in which to answer or otherwise plead, filed by Chris Rhodes, III, filed. v (o)	
8-20-75	Appl. for enlargement of time in which to answer or otherwise plead, filed by Patrick A. Williams. v (o)	
8-21-75	Appl. of addl. deft. Johnson Gunn for 30 days to ans. counterclaim of Rogers, filed. k <i>0+03</i>	
8-25-75	Orders, filed, granting additional defts. Biolchini, Hughes, Spotts Florafax Corp., Williams, Rhodes, Hall, and Gunn time to answer counterclaim of Rogers. Ans. due 9-24-75. (AEB-J)k cps mld	
8-26-75	Jerald M. Schuman, additional defendant to B. Cyril Rogers' Counterclaim Application for Enlargement of Time in which to Answer or Otherwise Plead, filed. mm (O to J)	
8-28-75	Appl. of Pltf. Liberty Investors for enlargement of time in which to complete discovery, filed. v (o)	
9-3-75	Order, filed, that time for completion of discovery be extended to 90 days after the Court rules on Pltf.'s Mot. to Dismiss Counterclaim. (AEB-J)v -cps. mld.	
9-3-75	Order, filed, that Jerald M. Schuman is granted 30 days from this date to answer cross-compl. of B. Cyril Rogers. (AEB-J)v -cps. mld.	

*cont'd*

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 72-C-409 PAGE 11 OF 6 sheets <del>XXXXX</del>
Liberty Investors Life Ins. Co.		B. Cyril Rogers, et al	
DATE	NR.	PROCEEDINGS	
9-15-75		Order, filed, that Plaintiff & Intervenor Marshall's Mots. to dismiss counterclaim of Deft. B. Cyril Rogers are granted, and said counterclaim is dismissed. That B. Cyril Rogers' Motion to Join Add. Party Deft. is overruled. Further, that Pltf. & intervenor's mots. to strike certain defenses of Defts. B. Cyril Rogers & Cleeta John Rogers are granted in part and overruled in part; i.e. the last paragraph of the fifth defense and all of the seventh defense in B. Cyril Rogers' answer are stricken, and paragraph twelve of Cleeta John Rogers' answer is stricken. The motion to strike the sixth defense of B. Cyril Rogers' answer is overruled. (AEB-J) k copies mailed	
9-25-75		Intervenor's Motion to Dismiss his Complaint in Intervening without Prejudice, filed. mm	
9-25-75		Intervenor's Brief in Support of his Motion to Dismiss his Complaint in Intervention without Prejudice, filed. mm	
9-29-75	MO:	Ordered by the Ct. that all parties except the intervenor file a responsive brief within 5 days to the intervenor's motion to dismiss his complaint in intervention without prejudice. (AEB-J) cps mld mm	
10-3-75		Response to Intervenor's Motion to Dismiss his Complaint of the deft. Robert L. Studebaker, filed. mm	
10-3-75		Appl. of Pat Malloy to enter his appearance for Deft. A. Bob Jordan, filed. v (o)	
10-3-75		Appl. for withdrawal of atty. for Deft. A. Bob Jordan, filed by Rex K. Travis. v (o) Pltf's	
10-6-75		Brief in Response to Intervenor's Motion to Dismiss Complaint in Intervention, filed. lm	
10-7-75		Letter, filed, stating deft. Jordan has no objection to intervenor's mot. to dismiss complaint.k	
10-8-75		Order, filed, granting appl. of Rex K. Travis to withdraw as atty. for deft. A. Bob Jordan. (AEB-J)g	
10-8-75		Order, filed, granting appl. of Pat Malloy to enter appearance on behalf of deft. A. Bob Jordan. (AEB-J)g	
10-16-75		Application of James M. Robertson to withdraw as counsel for defts. Robert Organ and William Wilson, filed. g	
10-17-75	MO:	The Court has for consideration the Mot. of Intervenor to Dismiss his complaint, ans being fully advised in the premises, finds that said motion should be sustained. It is, therefore, ordered that the Mot. of Intervenor to dismiss his complaint be and the same is hereby sustained and the Intervenor's complaint and Cause of Action dismissed. (AEB-J)k cps mld	
10-21		Order, filed, granting James M. Robertson leave to withdraw as atty. of record for defts. Robert Organ and Wm. Wilson. (AEB-J)g	
10-21	MO	Ordered that James Robertson, atty. for defts. Robert Organ and Wm. Wilson, send a cpy of order allowing him to withdraw as atty. for said defts. entered 10-21-75, together with cpy of letter notifying him of this minute order by certified mail to last known address of said defts., return receipt requested, and report back to Court the results. FURTHER ORDERED that said defts. are granted 20 days	

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 72-C-409
Liberty Investors Life Ins. Co.		B. Cyril Rogers, et al.	PAGE 12 OF 6 sheets PAGES
DATE 1975	NR.	PROCEEDINGS	
10-22		from this date to have new counsel appear for them. (AEB-J)g at 11:30 a.m.	
11-18	MO	Case set for hrg. on 11-21-75./ (AEB-J)k counsel notified by phone Defts. Rogers notified by letter by cert ml	
11-21-		Case called for conference. Parties present, & report that no chance of settlement at this time. As to appointment of Royce Savage as Special Master, no objections by defendants. Pltf. wishes to discuss w/clients first. Parties are to advise Court if possibility of settlement & as to Spec. Master, Monday, 11-24-75. Parties who are not represented are to notify Court of counsel representing them in 5 days.(AEB-J) b ltr to Organ & Wilson re- counsel	
1976 2-6		Order of reference to Royce H. Savage as Special Master, filed.(AEB-J) cpies mld. g	
2-9		Order of Special Master setting preliminary pretrial on 3-1-76 at 10 a.m., filed. g cp mld.	
3-1		Preliminary pre-trial conf. held before Special Master, Royce H. Savage. All parties rep. by counsel of record, with def. B. Cyril Rogers appearing pro se and as counsel for defs. Cleeta John Rogers, Wm. Wilson and R. Organ for this hrg. only. Def., B. Cyril Rogers, granted permission to file Amended Answer (without cross-claim) within 10 days from this date. B. Cyril Rogers enters general appear- ance as counsel for himself and def., Wm. Wilson. Mr. Rogers to furnish new address for Mr. Wilson. Parties enter into agreement to take deposition of B. Cyril Rogers on 3-16-76 at 10 a.m. in office of pltf. counsel in Tulsa. Tentative schedule of future discovery and deposition schedules discussed. Pltf. counsel directed to prepare formal pre-trial Order, obtain all signatures and submit to Special Master for execution. (Royce H. Savage-Special Master)(Unreported)rm	
3-10		Pltf's request for production of documents at deposition of B. Cyril Rogers, filed.k	
3-10		Pltf's notice to take deposition upon oral examination of B. Cyril Rogers on 3-16-76 at 10:00 a.m. at Tulsa, OK, filed.k	
3-16		<u>Amended Answer</u> and <u>Amended Counterclaim</u> of def., B. Cyril Rogers, filed. rm	
	MO:	Ordered that the Amended Counterclaim of def., B. Cyril Rogers, is stricken inasmuch as same was not permitted by Pre-Trial Order. (Royce Savage-Special Master)rm - ltr	
3-18		Pltf's notice to take deposition upon oral examination of George Kamataris on 4-2-76 at 10:30 a.m., filed. ph	
4-2		Preliminary pretrial order, filed.(R. Savage-Sp. Master) rm	
4-2		Notice to take depo., upon oral examination, filed.t (of Tom F. Marshall on April 9).t	
4-14		Notice to take dep. of Robert L. Studebaker on 4-20-76, filed. g	
4-14		Pltf's request for production of documents at dep. of Studebaker, filed. g	
4-19		Notice to Take Deposition upon oral examination, filed; Depo of George Kamataris.t	

## CIVIL DOCKET CONTINUATION SHEET

Royce Savage, Special Master

PLAINTIFF		DEFENDANT	DOCKET NO. <u>72-C-0409-B</u>
Liberty Investors Life Ins. co.		B. Cyril Rogers, et al.	PAGE <u>13</u> OF <u>7</u> PAGES
DATE	NR.	PROCEEDINGS	
1976			
5-25		Notice to take deposition upon oral examination of Johnson Gunn in behalf of pltf., filed. To be taken 6-10-76 at Tulsa, Okla. s	
6-9		Deposition of Thomas F. Marshall taken before E. Rutherford, CSR, filed. (\$85.00) b	
6-24		Deposition of Robert L. Studebaker taken before Evelyn E. Rutherford, CSR, filed. (\$165.00) s	
7-19		Notice to take deposition upon oral examination of Jerald M. Schuman at Tulsa, Okla., 8-4-76, filed.s	
8-9		Pltf's notice to take deposition of Johnson Gunn upon oral examination on 9-2-76 at Tulsa, OK, filed. Subpoena issued.k	
8-12		Notice to take deposition upon oral examination of Jerald M. Schuman on 9-8-76 at 10:00 a.m., filed.s	
8-12		Return on deposition subpoena, filed. Served Jerald Schuman on 8-12 at Tulsa, OK.k	
8-16		Return on deposition subpoena, filed. Served Johnson Gunn on 8-13-76 at Tulsa, Ok.s	
8-18		Deposition of George T. Kamataris on behalf of pltf., filed. g (\$296.25)	
10-5		Pltf's notice to take deposition upon oral examination of William Wilson at 10:00 on 10-19-76 at Tulsa, Oklahoma, filed.s	
10-5		Pltf's notice to take deposition upon oral examination of Robert Organ at 2:30 p.m. on 10-19-76 at Tulsa, Okla., filed.s	
10-14		Pltf's notice to take deposition upon oral examination of deft. William Wilson on 10-27-76 at Oklahoma City, Okla.s	
10-14		Pltf's notice to take deposition upon oral examination of deft. Robert Organ on 10-27-76 at Okla. City, Okla.s	
11-30		Pltf's notice to take deposition upon oral examination of deft. A. Bob Jordan on 12-10-76 at 10:00 a.m. at Tulsa, Okla, filed.s	
11-30		Pltf's notice to take deposition upon oral examination of deft. Cleeta John Rogers on 12-10-76 at 2:30 p.m. at Tulsa, Okla., filed.s	
12-21		Pltf's motion for default judgment against defts. Jordan & Rogers, filed.s	
12-21		Pltf's brief in support of mot. for default judgment, filed.s	
12-21		It is ordered by the Court that the Defendants file a responsive brief within ten (10) days to pltf's mot. for default judgment.s (AEB-J) cps. mld.	
<u>1977</u>			
1-3		Deft. Cleeta John Rogers' Motion for Ext. of Time for filing brief, filed. lm <i>to submit</i>	
1-5	MO:	Ordered by Special Master that case is set for hearing on plaintiff's motion for default judgment against defendant, A. Bob Jordan, for Wed., 1/19/77 at 10 a.m. (RHS-Sp. Master)rm - notices	
1-18		Notice to take deposition upon oral examination of deft. Cleeta John Rogers on 1-26-77 at 9:00 a.m. at Tulsa, Okla., filed.s	



PLAINTIFF		DEFENDANT	DOCKET NO. <u>72-C-409-B</u>
Liberty Investors		B. Cyril Rogers, et al.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1-19-77	MO:	Hearing held on pltf. motion for default judgment against defs. Jordan and Cleeta John Rogers before Sp. Mster, Royce Savage. Pltf. rep. by Bob Biolchini, def. Cleeta John Rogers appearing pro se; def. A. Bob Jordan rep. by Patrick Malloy Sr. Statements made re Cleeta John Roger's failure to appear at deposition previously scheduled. Pltf. moves for assessment of atty fees & costs incurred re deposition. Ct. overrules motion for assessment of costs & atty fees. <u>Motion for default judgment against def. Cleeta John Rogers withdrawn subject to taking of Mr. Roger's deposition on 1/26/77 by pltf. Statements made re motion for default judg. against def. Jordan. Ct. allows Jordan to file response to mo/default instanter and out of time. Def. Jordan to be deposed by pltf. on 2/9/77. Ct. abates ruling on default against Jordan until after deposition taken. If def. does not appear, Ct. will reconsider mo/default. Ct. dismisses paragraph 24 of Amended Complaint of 8/21/74. Final pre-trial conf. set for 2/15/77 at 10 a.m. Pltf. directed to prepare proper Order re hearing. (Royce H. Savage, Special Master) (unreported) rm</u>	
1-19		Response of def. Jordan, to mo/default judg., filed. rm	
1-19		Brief in support of response of def., Jordan, filed. rm	
1-19		Deposition of B. Cyril Rogers, taken on behalf of pltf., on March 16 and 17, 1976, filed. (F. Peterson & G. Dorrough-CSR) (unsigned) rm	
1-20	MO:	Case set for final pre-trial conf. for Tuesday, February 15, 1977, at 10 a.m. before Special Master, Royce H. Savage. (RHS-SM) rm-notices	
1-20		Notice by pltf. to take deposition upon oral examination of Cleeta John Rogers in Tulsa on 1/26/77, filed. rm	
1-31	-	Notice to take deposition upon oral exam., fld. A. Bob Jordan to be deposed. v	
2-14		Deft. B. Cyril Rogers' motion to dismiss, filed.s	
2-14		Deft. B. Cyril Rogers' brf. in support of mot. to dismiss, filed.s	
2-15	MO:	Final pre-trial conf. held before Sp. Master Royce Savage. Pltf. rep. by counsel of record; defs. Rogers appearing pro se; Pat Malloy for Jordan; Harrison for Studebaker; & Floyd Walker observing for Organ and Wilson. Statements made on mo/dismiss of B. Cyril Rogers. <u>Motion overruled by Ct. After discussion on misunderstanding of Ct.'s dismissal of para. 24 of amended complt. on 1/19/77, Ct. enters minute order vacating dismissal of par. 24 of amended complaint. Statement made by pltf. re issues, exhibits &amp; witnesses to be presented at trial, and submits pre-trial outline of position of pltf. Statements made by each def. re issues, defenses &amp; positions. Upon agreement of all parties, issues are to be bifurcated (liability determined, then damages if liability determined). Discussions held re stipulations on witnesses, exhibits, etc. Parties to examine exhibits within 10 days to determine authenticity; any objs. to exhibits to be filed 15 days thereafter. Witness &amp; exhibit lists to be filed 10 days prior to trial; if desired, pltf. may file trial brief within 30 days of this date; defs. 20 days to respond. Abated mo/default judg. against Jordan withdrawn by pltf. Trial (nonjury) set for Mon., 4/18/77 at 9:30 a.m. Pltf. to prepare pretrial order and mail copies. If objs. thereto, objs. must be filed within 10 days of receipt of proposed (contd)</u>	



## ROYCE SAVAGE, SPECIAL MASTER

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>72-C-409-</u>
LIBERTY INVESTORS		B. CYRIL ROGERS,	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1977 2-15	MO:	(contd) pretrial order; Judge Savage to sign and file final pretrial order. B. Cyril Rogers to be allowed to withdraw as counsel for Organ and Wilson when Floyd Walker makes entry of appearance. (RHS-Sp. Master) (unreported) (See clerk's handwritten minute sheet for addl. details)rm	
2-15		Pre-trial outline of plaintiff's position, filed. rm	
2-15		Order, re hearing of 1/19/77, filed. (RHS-Sp. Mstr) rm - copies hand delivered	
2-23		Deposition of Cleeta John Rogers on behalf of pltf., filed. (\$217.50)g	
2-23		Deposition of A. Bob Jordan on behalf of pltf., filed. (\$301.50)g	
3-15		Mot. to Dismiss pursuant to FRCP 12(b)(6), fld. by def., Robert L. Studebaker. v	
3-15		Brief in support, fld. v	
3-18		Mot. of Def. A. Bob Jordan for Continuance, fld. v	
3-18		Brief in support, fld. v	
3-18		Appl. of Pat Malloy, to w/draw as counsel for Def., A. Bob Jordan, fld. v	
3-18		Cps. of pldgs. fld. on 3-18, mld. to Judge Savage on this date by rm. v	
3-18		Deposition of Jerald M. Schuman, on behalf of pltf., taken on 9/8/76, filed. (D. Lindquist-CSR)(\$114 pd by pltf)rm	
3-21	MO:	Ordered by the Court that hearing will be held on 3/30/77 at 10 a.m. in Judge Barrow's conf. room on mo/dismiss of def. Studebaker; motion for continuance of trial of def., Jordan; and motion of Pat Malloy to withdraw as counsel for def. Jordan. (RHS-Sp. Master) notices to counsel and A. Bob Jordan - rm	
3-21		Plaintiff's pretrial brief, filed. rm <i>(Copy to Savage)</i>	
3-25	--	Subpoena, ret & filed: Served Jerald M. Schuman on 3-25-77 at Tulsa, OK. (Served by Richard L. Dollar) w/Affidavit of Richard L. Dollar. ph	
3-28		Deposition of Johnson Gunn, on behalf of pltf., taken on 9/2/76, filed. (D. Lindquist-CSR)(\$91.50 pd by pltf)rm	
3-30	Min:	Hearing held on mo/cont. trial of def. Jordan; mo/withdraw of Pat Malloy as counsel for def. Jordan; and mo/dismiss of def. Studebaker. Statements made. Ct. sustains mo/dismiss as relates to Rule 17, but overrules mo/dismiss as relates to Rule 10(b). Mo/cont. trial of def. Jordan overruled. Mo/withdraw as counsel for def. Jordan by Pat Malloy overruled, subject to renewal, if Jordan consents to withdrawal, makes arrangements for other counsel, or consents to represent himself. Conflicts settled by parties re pre-trial conf. of 2/15/77. Formal pretrial order on hrg. of 2/15/77 to be submitted for signature and filing. Pltf. directed to prepare formal order re this hearing. Non-jury trial set for Mond., 4/18/77 at 9:30 a.m. (RHS-Sp. Mstr)rm-unreported.	
4-1	--	Subpoena, ret & filed: Served Terry McQueene on 3-31-77 at Tulsa, OK, by Richard L. Dollar; Served Ida Blackburn on 3-30-77 at Tulsa, OK by Richard L. Dollar. ph	

## ROYCE H. SAVAGE, SPECIAL MASTER

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>72-C-409</u>
LIBERTY INVESTORS LIFE INS. CO.		B. CYRIL ROGERS, et al	PAGE <u>15</u> OF <u>8</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1977</u> 4-4	--	Subpoena, ret & filed: Served Patrick A. Williams on 4-1-77 at Tulsa, OK. ph w/affid. of Roy R. Gean, III.	
4-5		List of witnesses and exhibits, filed by def. B. Cyril Rogers.rm	
4-7		Pre-trial Order (re hearing of 2/15/77), filed. (RHS-Sp.Mstr)rm-copies md	
4-7		Order (re hearing on motions of 3/30/77), filed, that def. Studebaker's mo/dismiss as relates to 17(a) of SEC Act of 1933, is granted and said cause of action dismissed; in all other respects, said mo/dismiss is denied; that def. Jordan's mo/cont. of trial is denied; that appl. of Pat Malloy to withdraw as counsel for Jordan is denied at this time, pending showing by Jordan otherwise.(RHS-Sp.Master)rm-copies md	
4-11		Civil subpoena to testify, returned and filed. Served Johnson Gunn on 4/8/77 in Tulsa. rm	
4-12		Civil subpoena to testify, returned and filed. Served Robert L. Studebaker on 4/11/77 in Tulsa. rm	
4-14		Deposition of Wm. Wilson taken on 10-27-76. fld. ho	
4-14		Deposition of Robert Organ taken on 10-27-76. fld. ho	
4-15		Motion of pltf. and stipulation for dismissal without prejudice as to defs. Studebaker and Organ, filed. rm	
4-15		Order of dismissal without prejudice as to defs. Studebaker and Organ, filed and entered.(RHS-Special Master)rm-copies mailed	
4-15		Return on service of civil subpoena, filed. Executed by serving Robert Organ on 4-15-77 at Tulsa, OK. Affidavit of service by Roy Gean III, attached.k	
4-22		Non-jury trial held before Special Master, Royce H. Savage, on 4/18, 4/19, 4/20 and 4/21. All parties present and represented by counsel. Def. Jordan appeared in person and agrees to withdrawal of Pat Malloy as his counsel and appears pro se. Mr. Malloy announces he has been retained to represent Cleeta John Rogers. Rule invoked. Opening statements waived. Pltf. presents case in chief w/testimony of witnesses and admission of exhibits, and rests. Defs. present case in chief w/testimony of witnesses and rests. Cleeta John Rogers Exh. No. 1 admitted. Parties rest. <u>Motion for judgment of dismissal as to def. Wilson granted.</u> Court gives statement as to his initial feelings in case. Parties are to discuss possible settlement. Court recessed to 4/25/77 at 10 a.m. for oral argument or settlement.(RHS-Sp. Master) (Pat Gile-CR)rm	
4-22		Plaintiff's Trial Exhibits 1-57, filed. rm	
4-22		Def. Cleeta John Rogers Trial Exhibit 1, filed. rm	
4-25		Case called for oral argument. Parties announce unable to reach settlement. Statements made. Case passed to Mon., 5/2/77 at 10 a.m. for oral argument and decision on liability.(RHS-Sp.Mstr)rm	
4-27	MO:	Case passed from docket of 5/2/77 to be reset for 5/4/77 at 10a.m. (RHS-Sp.Mstr)rm-notices	

(CONTD)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF

Liberty Investors

DEFENDANT

B. CYRIL ROGERS,

DOCKET NO. 72-C-409

PAGE \_\_\_\_ OF \_\_\_\_ PAGES

DATE	NR.	PROCEEDINGS
1977 5-4	MO:	Case called for oral argument and decision on liability. Parties pre. and rep. Statements made re settlement negotiations. Settlement reached. Case passed to Wed., 5/11/77 at 10 a.m. for execution and delivery of settlement papers and presentation of dismissal. (RHS-SM) (Pat Gile-CR)rm
5-10	MO:	Ordered that case passed from docket of 5/11/77 to be reset for Friday, 5/13/77 at 10 a.m. (RHS-Sp.Mstr)rm
5-12	MO:	Ordered that case passed from docket of 5/13/77 to be reset for Monday, 5/16/77 at 10 a.m. (RHS-Sp.Mstr)rm
5-16	Hrg.	Case called for settlement announcement. Parties present. Motion for Dismissal w/prej. is filed in Open Court with settlement Agreement attached. Special Master Royce Savage announces agreement with the motion. (Settlement is for all matters. No. obj. is shown to settlement plans.) Proposed order is presented to Judge Savage and he will present order to Judge Barrow. (Pat Gile, Reporter) (RS-Spec. Master)v
5-16		Mot. for Dismissal with prej. (settlement agreement attached), fld. in Open Court. v (o)
5-16		ORDER OF DISMISSAL WITH PREJUDICE, fld. and entered, as to Defts. B. Cyril Rogers, Cleeta John Rogers, A. Bob Jordan and William Wilson. (AEB-J)v
8-3		Reporters partial transcript of non-jury trial on 21st day of April, 1977 had before Royce H. Savage, Special Master. Pat Gile LSR. fld. ho

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continued from page 1*

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PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	

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